



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5538

by Rep. Sheri L Jesiel

SYNOPSIS AS INTRODUCED:

725 ILCS 5/112A-27
750 ILCS 60/301.1

from Ch. 38, par. 112A-27
from Ch. 40, par. 2313-1.1

Amends the Code of Criminal Procedure of 1963 and the Illinois Domestic Violence Act of 1986. Provides that in developing arrest procedure policies in domestic violence situations, each law enforcement agency shall (instead of "is encouraged to") consult with community organizations and other law enforcement agencies with expertise in recognizing and handling domestic violence incidents. Provides that in the initial training of new recruits and every 5 years in the continuing education of law enforcement officers, every law enforcement agency shall provide training to aid in understanding the actions of domestic violence victims and abusers and to prevent further victimization of those who have been abused, focusing specifically on looking beyond the physical evidence to the psychology of domestic violence situations, such as the dynamics of the aggressor-victim relationship, separately evaluating claims where both parties claim to be the victim, and long-term effects. Provides that the Law Enforcement Training Standards Board shall formulate and administer the training as part of the current programs for both new recruits and active law enforcement officers. Provides that the Board shall formulate the training by July 1, 2017, and implement the training statewide by July 1, 2018. Provides that in formulating the training, the Board shall work with community organizations with expertise in domestic violence to determine which topics to include. Provides that the Illinois Department of State Police shall oversee the implementation and continual administration of the training.

LRB099 19169 HEP 43560 b

1 AN ACT concerning domestic violence.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Code of Criminal Procedure of 1963 is
5 amended by changing Section 112A-27 as follows:

6 (725 ILCS 5/112A-27) (from Ch. 38, par. 112A-27)

7 Sec. 112A-27. Law enforcement policies.

8 (a) Every law enforcement agency shall develop, adopt, and
9 implement written policies regarding arrest procedures for
10 domestic violence incidents consistent with the provisions of
11 this Article. In developing these policies, each law
12 enforcement agency shall ~~is encouraged to~~ consult with
13 community organizations and other law enforcement agencies
14 with expertise in recognizing and handling domestic violence
15 incidents.

16 (b) In the initial training of new recruits and every 5
17 years in the continuing education of law enforcement officers,
18 every law enforcement agency shall provide training to aid in
19 understanding the actions of domestic violence victims and
20 abusers and to prevent further victimization of those who have
21 been abused, focusing specifically on looking beyond the
22 physical evidence to the psychology of domestic violence
23 situations, such as the dynamics of the aggressor-victim

1 relationship, separately evaluating claims where both parties
2 claim to be the victim, and long-term effects.

3 The Law Enforcement Training Standards Board shall
4 formulate and administer the training under this subsection (b)
5 as part of the current programs for both new recruits and
6 active law enforcement officers. The Board shall formulate the
7 training by July 1, 2017, and implement the training statewide
8 by July 1, 2018. In formulating the training, the Board shall
9 work with community organizations with expertise in domestic
10 violence to determine which topics to include. The Illinois
11 Department of State Police shall oversee the implementation and
12 continual administration of the training.

13 (Source: P.A. 87-1186.)

14 Section 10. The Illinois Domestic Violence Act of 1986 is
15 amended by changing Section 301.1 as follows:

16 (750 ILCS 60/301.1) (from Ch. 40, par. 2313-1.1)

17 Sec. 301.1. Law enforcement policies.

18 (a) Every law enforcement agency shall develop, adopt, and
19 implement written policies regarding arrest procedures for
20 domestic violence incidents consistent with the provisions of
21 this Act. In developing these policies, each law enforcement
22 agency shall ~~is encouraged to~~ consult with community
23 organizations and other law enforcement agencies with
24 expertise in recognizing and handling domestic violence

1 incidents.

2 (b) In the initial training of new recruits and every 5
3 years in the continuing education of law enforcement officers,
4 every law enforcement agency shall provide training to aid in
5 understanding the actions of domestic violence victims and
6 abusers and to prevent further victimization of those who have
7 been abused, focusing specifically on looking beyond the
8 physical evidence to the psychology of domestic violence
9 situations, such as the dynamics of the aggressor-victim
10 relationship, separately evaluating claims where both parties
11 claim to be the victim, and long-term effects.

12 The Law Enforcement Training Standards Board shall
13 formulate and administer the training under this subsection (b)
14 as part of the current programs for both new recruits and
15 active law enforcement officers. The Board shall formulate the
16 training by July 1, 2017, and implement the training statewide
17 by July 1, 2018. In formulating the training, the Board shall
18 work with community organizations with expertise in domestic
19 violence to determine which topics to include. The Illinois
20 Department of State Police shall oversee the implementation and
21 continual administration of the training.

22 (Source: P.A. 87-1186.)